"Discipline" Options, 45 calendar days 1 IWEN commits violation (drugs, weapons, is "dangerous") "Drugs or Weapons" Route "Dangerous Route (In addition to police or court order options) Principal can: LEA contacts Hearing Officer, and: Place in interim alternative educational setting for maximum 45 calendar days Hearing Officer can determine: Student is dangerous "beyond a preponderance of evidence" Dangerous—required documentation for LEA to pursue this option: Establish substantial likelihood of injury IEP Team Must: Take reasonable steps to minimize likelihood of harm Determine IEP plan is appropriate determine appropriate interim setting Interim educational setting allows student to: -participate in general curriculum -continue to receive IEP services -receive services to ensure behavior doesn't recur Issues an injunction to place student in alternative setting for Parent up to 45 calendar days, holds further "expedited hearings" if immediately notified of decisions still "dangerous" after 45 days. and all procedural safeguards Key concept. These 45 days allow the LEA to finish determining next-step FAPE and LRE for this student. The interim alternative educational setting becomes the "stay put" setting. It is not "punishment" for the offenses. Parent is immediately notified of decision to remove; all procedural safeguards provided. Parent receives written notice of purpose of IEP meetings scheduled (FBA, Manifestation Determination) Student must receive services to make sure behavior doesn't recur in alternative setting (i.e., behavior support plan) Immediately if possible, but no later than 10 school days after decision to take action regarding the behavior, complete manifestation determination IEP ☐ Within 10 business days, schedule IEP meeting for FBA asssessment plan if FBA-based plan not in place for the behavior; or if plan in place, meet to revise existing plan as needed IEP team to develop necessary behavior interventions following FBA as soon as practicable "Stay put" is the alternative setting if there is a dispute over "manifestation" or other issues, up to 45 days BEWARE: "Stay put" returns to original setting after 45 calendar days (unless additional injunction obtained) RESOLVE DIFFERENCES EARLY

1see ideapractices.org/idearegsMainTopicIndex.htm